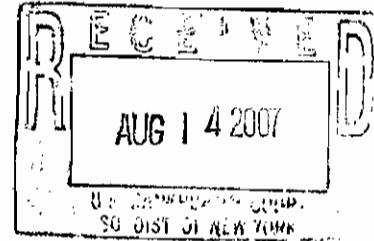


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UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK



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In re:

SUPREMA SPECIALTIES, INC., et al.,

Case No.: 02-10823 (JMP)
Jointly Administered
Chapter 7

-----X

KENNETH P. SILVERMAN, ESQ.,
Chapter 7 Trustee of the Estate
Of Suprema Specialties Inc.,
Suprema Specialties West, Inc.,
Suprema Specialties Northeast,
Inc., and Suprema Specialties
Northwest, Inc., et. al.

Adversary Proceeding No.
04-03661 (JMP)

Plaintiff-Appellee,

-against-

APPELLANT'S DESIGNATION
OF RECORD ON APPEAL

BDO SEIDMAN, LLP,

Defendant-Appellant.

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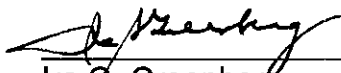
Defendant-appellant BDO Seidman, LLP designates the following as the
record on appeal:

Docket Entr	Date	Description
#1	8/4/2004	Adversary Complaint
#2	8/4/2004	Summons and Notice of Pre-trial Conference
#5	10/7/2004	BDO's Answer and Counterclaims
#9	10/26/2004	Reply to BDO's Counterclaims

#31	2/23/2005	Notice of Motion to Dismiss Adversary Proceeding
#32	2/23/2005	Affidavit of John Tucci Supporting Motion to Dismiss Ex. A – Reports of Independent Certified Public Accountants Ex. B – BDO's license
#35	3/11/2005	Affidavit of Brian Serotta in Opposition to Motion to Dismiss
#36	3/11/2005	Affidavit of Kenneth Silverman in Opposition to Motion to Dismiss
#39	3/11/2005	Affidavit of Anthony Acampora in Opposition to Motion to Dismiss Exs. 1-4 – Executed and unexecuted engagement letters from BDO's workpapers for 1995, 1998, 1999, and 2000 Ex. 5 – Information about BDO's office locations
#47	3/16/2005	Affidavit of Scott Univer in Further Support of Motion to Dismiss Ex. A – Stipulation Tolling the Applicable Statute of Limitations, dated 2/24/2004
#54	3/29/2005	Findings of Fact and Conclusions of Law
#55	3/29/2005	Order Denying BDO's Motion to Dismiss Based on Findings of Fact and Conclusions of Law
#57	4/4/2005	BDO Seidman, LLP's Notice of Appeal
#58	4/4/2005	Motion for Leave to Appeal Order Dismissing Motion to Dismiss Adversary Proceeding Ex. 1 – Affidavit of John Tucci with exhibits Ex. 2 – Affidavit of Scott Univer with exhibits
#59	4/4/2005	BDO Seidman LLP's Objections to Findings of Fact and Conclusions of Law Appendix to Objections Ex. A – Findings of Fact and Conclusions of Law Ex. B – Order Denying Motion to Dismiss Ex. C – Affidavit of John Tucci w/ exhibits Ex. D – Affidavit of Kevin Silverman Ex. E – Affidavit of Anthony Acampora w/ exhibits Ex. F – Affidavit of Brian Serotta Ex. G – Chart from Oral Argument Ex. H – Affidavit of Scott Univer w/ exhibits Ex. I – Adversary Third-Party Complaint Transcript of 3/23/2005 Hearing on Motion to Dismiss
Not on Docket	4/13/2005	Trustee's Response to BDO's Objections to Findings of Fact and Conclusions of Law
#63	4/13/2005	Trustee's Opposition to BDO's Motion for Leave to Appeal
#65	5/6/2005	BDO Seidman's Reply to Trustee's Response
#67	5/6/2007	Affidavit of Cathy Fleming in Further Support of Motion for Leave to Appeal and in Further Support of Objections to Findings of Fact and Conclusions of Law

		Ex. A – Findings of Fact and Conclusions of Law Ex. B – Order Denying Motion to Dismiss Ex. C – Chart from Oral Argument Ex. D – BDO's Memo of Law Supporting Motion to Dismiss Ex. E – Affidavit of John Tucci w/ exhibits Ex. F – Trustee's Memo of Law in Opposition to BDO's Motion to Dismiss Ex. G – Affidavit of Kenneth Silverman in Opposition to Motion to Dismiss Ex. H – Affidavit of Anthony Acampora in Opposition to Motion to Dismiss w/ exhibits Ex. I – Affidavit of Brian Serotta in Opposition to Motion to Dismiss Ex. J – BDO's Reply Memo of Law in further support of Motion to Dismiss Ex. K – Affidavit of Scott Univer w/ exhibits Ex. L – Adversary Third-Party Complaint Ex. M – Memo of Law in Support of Motion by A. Christensen to Dismiss Third-Party Complaint and for a Stay Ex. N – Memo of Law in Support of Motion by Marc and Anne Cocchiola to Dismiss Third-Party Complaint and for a Stay
#78	8/10/2007	Order from Judge Barbara Jones granting BDO Seidman, LLP's Motion for Leave to Appeal.

Dated: New York, NY
August 14, 2007



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TO:

All counsel of record

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UNITED STATES BANKRUPTCY COURT
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Adversary Proceeding No.
04-03661 (JMP)

Plaintiff-Appellee,

-against-

APPELLANT'S STATEMENT OF
ISSUES

BDO SEIDMAN, LLP,

Defendant-Appellant.

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Pursuant to Bankr. R. 8006, defendant-appellant BDO Seidman, LLP sets forth the following issue to be presented on appeal:

Question 1: Whether the Bankruptcy Court erred in issuing an order denying BDO's motion to dismiss after stating on the record that it is a non-core proceeding and the District Court has to review the matter de novo.

Question 2: Whether the Bankruptcy Court erred in concluding that New York law applies.

Question 3: Whether the Bankruptcy Court erred in refusing to dismiss the complaint with prejudice for failure to provide a timely affidavit of merit, as the New Jersey statutes, and more particularly N.J.S.A. 2A:53A-27, require for claims of professional malpractice

Dated: New York, NY
August 13, 2007



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TO:

All counsel of record

CERTIFICATE OF SERVICE

I certify that on the 14th day of August, 2007, I caused a true copy of the attached statement of issues to be served upon Silverman Perlstein & Acampora LLP, attorneys for the trustee, by fax and first-class mail, and on all other counsel of record in the adversary proceeding by first-class mail.



IRA G. GREENBERG